

USPTO
RECEIPTS ACCOUNTING
SECTION

REQUEST FOR REFUND
Appln. No. 10/525,180
Docket No. 074060.2

2008 NOV 25 AM 11:52

PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Applicant : Sawitzki
Serial No. : 10/525,180
Filing Date : 09/27/2006
Art Unit : 1632
Confirmation No. : 4919
Examiner : Bausch, Sarae L.
Title : IMMUNE MARKERS USED FOR DIAGNOSIS AND
THERAPY IN CONNECTION WITH TRANSPLANT
REACTIONS
Attorney Docket No. : 074060.2

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR REFUND
(ERRONEOUS CHARGE TO DEPOSIT ACCOUNT)**

This paper requests a refund with respect to the charge on November 11, 2008 to Deposit Account 20-0809, for the above-identified application. A copy of the original Acknowledgement Receipt showing that payment was made in the amount of \$525.00 is attached as Exhibit A. Electronic Acknowledgement Receipt filed by U.S. Patent and Trademark Office September 3, 2008 shows no payment was received.¹

¹ Attached as Exhibit B

**I FEES CHARGED FOR WHICH A REFUND IS REQUESTED REGARDING
DEPOSIT ACCOUNT 20-0809 – STATEMENT DATED NOVEMBER 21, 2008²**

| | | | | |
|--------------------------------|--|---------------------|-------------------|-----------------|
| 11/21/08 | 10525180 | 074060.2 (VKS W-01) | Showing Code 1254 | -\$905.00 |
| 08/04/08 | Amount paid via Credit Card (Acknowledgement Attached) | | | 525.00 |
| TOTAL REFUND REQUESTED: | | | | \$610.00 |

II EXPLANATION OF WHY THE CONTESTED CHARGE IS IN ERROR

An Election and Preliminary Amendment to the Office Action mailed March 5, 2008 was originally filed through the USPTO's EFS-Web electronic filing system on August 4, 2008. The Election and Preliminary Amendment stated it was responsive to the March 3, 2008 Office action, which was a typographical error. The Acknowledgement Receipt dated August 4, 2008 shows fees were paid, via credit card, for a three-month extension of time (\$525.00). Therefore, only the amount of \$295.00 should have been deducted from Deposit Account No. 20-0809 for the fourth month extension. Please refund Deposit Account No. 20-0809 in the amount of \$610.00.

III MANNER OF REFUND

Please make refund by crediting Deposit Account 20-0809.

Respectfully submitted,
THOMPSON HINE LLP

/Beverly A. Lyman/
Beverly A. Lyman, Ph.D.
Reg. No. 41,961

THOMPSON HINE LLP
P.O. Box 8801
Dayton, OH 45401-8801
Telephone: (513) 352-6596
Facsimile: (513) 241-4771

714429.1

² Attached as Exhibit C

Electronic Acknowledgement Receipt

| | |
|--|--------------------------------------|
| EFS ID: | 3723956 |
| Application Number: | 10525180 |
| International Application Number: | |
| Confirmation Number: | 4919 |
| Title of Invention: Immune Markers Used for Diagnosis and Therapy in Connection With Transplant Reactions | |
| First Named Inventor/Applicant Name: | Birgit Sawitzki |
| Customer Number: | 26875 |
| Filer: | Beverly A. Lyman/Dottle Hensley |
| Filer Authorized By: | Beverly A. Lyman |
| Attorney Docket Number: | VKSW-01 |
| Receipt Date: | 04-AUG-2008 |
| Filing Date: | 27-SEP-2006 |
| Time Stamp: | 15:17:01 |
| Application Type: | U.S. National Stage under 35 USC 371 |

Payment information:

| | |
|---|----------------|
| Submitted with Payment | yes |
| Payment Type | Credit Card |
| Payment was successfully received in RAM | \$525 |
| RAM confirmation Number | 722 |
| Deposit Account | 200809 |
| Authorized User | LYMAN, BEVERLY |
| The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows: Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges) | |

File Listing:

| Document Number | Document Description | File Name | File Size(Bytes) /Message Digest | Multi Part /.zip | Pages (if appl.) | | | | |
|--|------------------------|--------------|---|------------------|------------------|--|--|--|--|
| 1 | | ELECTION.pdf | 73290 04b3d7110bea028784634032294168 4022b41b | yes | 6 | | | | |
| Multipart Description/PDF files in .zip description | | | | | | | | | |
| Document Description | | Start | | End | | | | | |
| Preliminary Amendment | | 1 | | 1 | | | | | |
| Claims | | 2 | | 5 | | | | | |
| Applicant Arguments/Remarks Made in an Amendment | | 6 | | 6 | | | | | |
| Warnings: | | | | | | | | | |
| Information: | | | | | | | | | |
| 2 | Fee Worksheet (PTO-06) | fee-info.pdf | 8209 04b3d7110bea028784634032294168 4022b41b | no | 2 | | | | |
| Warnings: | | | | | | | | | |
| Information: | | | | | | | | | |
| Total Files Size (in bytes): | | | 81499 | | | | | | |

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 Indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

Electronic Acknowledgement Receipt

| | |
|--------------------------------------|---|
| EFS ID: | 3879490 |
| Application Number: | 10525180 |
| International Application Number: | |
| Confirmation Number: | 4919 |
| Title of Invention: | Immune Markers Used for Diagnosis and Therapy In Connection With Transplant Reactions |
| First Named Inventor/Applicant Name: | Birgit Sawitzki |
| Customer Number: | 26875 |
| Filer: | Beverly A. Lyman/Jan M Lewin |
| Filer Authorized By: | Beverly A. Lyman |
| Attorney Docket Number: | VKSW-01 |
| Receipt Date: | 03-SEP-2008 ✓ |
| Filing Date: | 27-SEP-2006 |
| Time Stamp: | 13:33:14 |
| Application Type: | U.S. National Stage under 35 USC 371 |

Payment information:

| | | |
|------------------------|----|---------|
| Submitted with Payment | no | ✓ Error |
|------------------------|----|---------|

File Listing:

| Document Number | Document Description | File Name | File Size(Bytes)/Message Digest | Multi Part /zip | Pages (if appl.) |
|-----------------|-------------------------------------|---------------------|---|-----------------|------------------|
| 1 | Power to Make Copies and/or Inspect | VKSW_01_Rev_POA.pdf | 256505 e0554497ac72a0223d4f7bd45816208b672 c072ab | no | 2 |

Warnings:

| |
|--------------|
| Information: |
|--------------|

Total Files Size (in bytes):

256505

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

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Hensley, Dottie

From: Kinninger, Mary
Sent: Friday, November 21, 2008 2:36 PM
To: Hensley, Dottie
Subject: von Kreisler Setting Werner (074060.00002)

Dottie, PTO has charged our deposit account for the attached. Please send a completed requisition form and attached any documentation to me. Thanks.

My Accounts | USPTO Financial Profile - Microsoft Internet Explorer, provided by Thompson Hine LLP

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Address: <https://ramps.uspto.gov/rampfp/saleDetail.html>

Type: Sale Name/Number: 10525180
 Status: Active Attorney Docket Number: VKSW-01
 Accounting Date: 11/21/2008

Sale Items

| Name/Number | Attorney Docket Number | Status | Quantity | Item Total | Payment Amount | Fee Code | Descriptions |
|-------------|------------------------|--------|----------|------------|----------------|----------|-------------------------------------|
| 10525180 | VKSW-01 | Active | 1 | \$0.00 | \$905.00 | 1254 | EXTENSION FOR RESPONSE WITHIN MONTH |

Payment Details

| Payment Type | Total Payment Amount | Payment Date | Payment Amount (this sale) |
|-----------------|----------------------|--------------|----------------------------|
| Deposit Account | \$905.00 | 11/21/2008 | |

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11/21/2008

Document code: WFEE

United States Patent and Trademark Office
Sales Receipt for Accounting Date: 11/21/2008

LHUMES SALE #00000001 Mailroom Dt: 08/04/2008 200809 10525180
01 FC:1254 905.00 DA

11/28/2008 SDIRETA1 00000006 233000 10525180
01 FC:2254 295.00 DA

Adjustment date: 11/28/2008 SDIRETA1
11/21/2008 LHUMES 00000001 200809 10525180
01 FC:1254 905.00 CR